

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CAREY DEAN PHILLIPS, JR

Defendant.

8:18CR211

ORDER

This matter is before the court on the defendant's Unopposed Motion to Continue Trial [23]. Counsel is seeking additional time to review and explore options with the defendant that will resolve this matter short of trial.

IT IS ORDERED that the defendant's Unopposed Motion to Continue Trial [23] is granted as follows:

1. The jury trial, now set for April 30, 2019, is continued to **June 4, 2019**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and June 4, 2019** shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

Dated this 26th day of April 2019.

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge